

Rec'd PCT/PTO

13 JAN 1997

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FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 5-93)		ATTORNEY'S DOCKET NUMBER ST94051-US  U.S. APPLICATION NO. (If known. See 37 C.F.R. 1.5)  765026
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/FR95/00854	27 June 1995	29 June 1994
TITLE OF INVENTION		
ADENOVIRUS INCLUDING A GENE CODING FOR A SUPEROXIDE DISMUTASE		
APPLICANT(S) FOR DO/EO/US		
Jacques MALLET, Frédéric REVAH, Michel PERRICAUDET & Martine BARKATS		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. [ ] This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.		
2. [X] This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.		
3. [X] This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).		
4. [X] A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.		
5. [X] A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. [ ] is transmitted herewith (required only if not transmitted by the International Bureau). b. [X] has been transmitted by the International Bureau. c. [ ] is not required, as the application was filed in the United States Receiving Office (RO/US)		
6. [X] A translation of the International Application into English (35 U.S.C. 371(c)(2)).		
7. [X] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. [ ] are transmitted herewith (required only if not transmitted by the International Bureau). b. [ ] have been transmitted by the International Bureau. c. [ ] have not been made; however, the time limit for making such amendments has NOT expired. d. [X] have not been made and will not be made.		
8. [ ] A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).		
9. [X] An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)), and Power of Attorney.		
10. [ ] A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11. to 16. below concern other document(s) or information included:		
11. [ ] An information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. [X] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. [X] A FIRST preliminary amendment. [ ] A SECOND or SUBSEQUENT preliminary amendment.		
14. [ ] A substitute specification.		
15. [ ] A change of power of attorney and/or address letter.		
16. [ ] Other items or information:		
CERTIFICATION UNDER 37 CFR 1.10		
GB840710827 US "Express Mail" Mailing Number	13 January 1997 Date of Deposit	
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231, Attn. EO/US		
Paula L. Dickey (Type or print name of person mailing paper)	Paula L. Dickey (Signature of person mailing paper)	

U.S. APPLICATION NO. (If Known, see C.F.R. 1.5)	INTERNATIONAL APPLICATION NO. PCT/FR95/00854	ATTORNEY'S DOCKET NUMBER ST94051-US		
17. [X] The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO.....\$ 910.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) .....\$ 700.00  No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).....\$ 770.00  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$1040.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$ 96.00		CALCULATIONS      PTO use only		
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		\$		
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$ 130.00		
Claims	Number Filed	Number Extra	Rate	
Total Claims	32-20 =	12	X \$ 22.00	\$ 264.00
Independent Claims	- 3 =	0	X \$ 78.00	\$
Multiple dependent claim(s) (if applicable)			+ \$250.00	\$
<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 394.00		
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).		\$		
<b>SUBTOTAL =</b>		\$ 394.00		
Processing fee of \$130.00 for furnishing the English translation later the [ ] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		+ \$ 130.00		
<b>TOTAL NATIONAL FEE =</b>		\$ 524.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		+ \$ 40.00		
<b>TOTAL FEES ENCLOSED =</b>		\$ 564.00		
		Amount to be: refunded \$ charged \$		

a. [ ] A check in the amount of \$ \_\_\_\_\_ to cover the above fee is enclosed.

b. [X] Please charge my Deposit Account No. 18-1982 in the amount of \$564.00 to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 18-1982. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: Martin F. Savitzky, Esquire Rhone-Poulenc Rorer Inc. Legal-Patents, #3C43 P.O. Box 5093 Collegeville, PA 19426-0997 Telephone: (610) 454-3816 Facsimile: (610) 454-3808	 Signature Martin F. Savitzky Name 29,699 Registration Number Date January 13, 1997
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Jacques MALLET, Frédéric REVAH, Michel PERRICAUDET, & Martin BARKATS

ADENOVIRUS INCLUDING A GENE CODING FOR A SUPEROXIDE DISMUTASE

U.S. National Stage of PCT/FR95/00854

**English Translation of the International Application**  
(30 pages text; 1 sheet drawings)

Atty. Docket No. ST94051-US

CERTIFICATE OF MAILING (37 CFR § 1.10)

GB840710827 US  
"Express Mail" Mailing Number

13 January 1997  
Date of Deposit

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, DC 20231, Attn. EO/US.

Paula L. Dickey  
(Type or print name of person mailing paper)

Paula L. Dickey  
(Signature of person mailing paper)